



Indiana Economic Development Corporation

One North Capitol, Suite 700  
Indianapolis, Indiana 46204  
Tel 317.232.8800  
Fax 317.232.4146  
[www.iedc.in.gov](http://www.iedc.in.gov)

August 5, 2008

Preston Black  
Director, Legal Affairs  
Indiana State Department of Health

Dear Mr. Black:

Pursuant to IC 4-22-2-28, the Indiana Economic Development Corporation ("IEDC") has reviewed the economic impact analysis for small business associated with rule changes proposed by the Indiana State Department of Health ("ISDH") contained in LSA Document 08-61. The proposed rule is in response to Governor's Executive Order 05-10, requiring the ISDH to develop and implement a medical errors reporting system (MERS). The proposed rule amends various sections of 410 IAC 15, 410 IAC 26, and 410 IAC 27 to require hospitals, ambulatory surgical centers, abortion clinics, and birthing centers to have serious event reporting system in place and requires reports of serious adverse events to be submitted to the ISDH not later than fifteen (15) days after the serious adverse event occurs. ISDH records indicate that there are zero (0) hospitals that fall within the definition of a small business; no more than thirty-four (34) ambulatory surgery centers, nine (9) abortion clinics, and three (3) birthing centers that meet the definition of small business under IC 4-22-2-28 and would be affected by this proposed rule.

The impact statement prepared by ISDH indicates that the proposed rule does not add any additional reporting, record keeping, or other administrative costs. Small businesses affected by the rule already have to comply with its provisions, and therefore there is no incremental cost associated with the rule. The total annual economic impact that compliance with the proposed rule will have on small businesses subject to the rule is zero.

The IEDC does not object to the economic impact to small businesses associated with this proposed rule. If you have any questions about the comments contained herein please contact me at 232-8962 or [rasberry@iedc.in.gov](mailto:rasberry@iedc.in.gov).

Regards,

Ryan Asberry

Assistant Vice President